REMARKS

Applicant thanks the Examiner for acknowledging the claim for priority under 35

U.S.C. § 119, and receipt of a certified copy of the priority document.

Applicant also thanks the Examiner for considering the references cited with the

Information Disclosure Statement filed January 8, 2004.

Objections to the Specification

The Abstract has been objected to because the term "ES" is not defined. Applicant has

provided an amended Abstract defining the term "ES" as "Elementary Stream."

Claim Objections

Claim 10 has been objected to because the term "said trigger" allegedly has no antecedent

basis. Applicant has changed the dependency of claim 10 from claim 8 to claim 9, as suggested

by the Examiner.

Claim Rejections

Claims 1, 2, 5, and 8 have been rejected under 35 U.S.C. § 103(a) as being unpatentable

over U.S. Patent No. 6,628,890 to Yamamoto et al. ("Yamamoto") in view of U.S. Patent No.

6,697,365 to Messenger ("Messenger").

With regard to independent claim 1, the combination of Yamamoto and Messenger does

not disclose or suggest the claimed invention. Addressing Yamamoto first, the reference does

not disclose or suggest at least acquiring and retaining a start file from a determined elementary

stream and analyzing the start file to automatically acquire and retain a plurality of files linked

by anchors within each file. Yamamoto discloses index file creation means and storage means

for creating and storing an index file composed of header information obtained from digital

image data files read from a storage medium (column 3, lines 1-43). The index file is then read

by an index file reading means and used for creating a desired video output (Id.). Rather than

creating and storing a separate index file, Applicant's invention, creates a video output by

acquiring and retaining a start file from a determined elementary stream and analyzing the start

file to automatically acquire and retain a plurality of files linked by anchors within each file.

Messenger does not cure the deficiencies of Yamamoto. The disclosure of Messenger is

directed to a multicast system where data is transmitted to multiple recipients using the

distributed resources of those recipients in a tree-like manner (Abstract). A user wishing to

download a file connects to the network and is given the file size and number of frames in

advance while the file is continually broadcast in a circular fashion allowing the user to obtain all

required frames of the file (column 27, lines 1-15). Unlike Applicant's invention, Messenger

does not creates a video output by acquiring and retaining a start file from a determined

elementary stream and analyzing the start file to automatically acquire and retain a plurality of

files linked by anchors within each file. Therefore, even if one of ordinary skill in the art at the

time the invention was made had been motivated to combine Yamamoto and Messenger, the

resulting combination still would not disclose or suggest the invention as claimed.

For at least the above reasons, independent claim 1 is patentable over the combination of

Yamamoto and Messenger. Independent claims 2, 5 and 8 contain features similar to the

features recited in claim 1 and are therefore patentable for similar reasons.

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Claims 3, 4, 6, 7, 9 and 10 have been rejected under 35 U.S.C. § 103(a) as being

unpatentable over Yamamoto in view of Messenger as applied to the claims above, and further in

view of U.S. Patent No. 6,374,404 to Brotz et al. ("Brotz").

The combination of Yamamoto, Messenger and Brotz does not disclose or suggest the

invention as claimed. As noted above, the combination of Yamamoto and Messenger does not

disclose at least creating a video output by acquiring and retaining a start file from a determined

elementary stream and analyzing the start file to automatically acquire and retain a plurality of

files linked by anchors within each file. The disclosure of Brotz is directed to a digital TV web

page caching system capable of updating stored web pages (column 11, lines 5-9). Brotz does

not, however, disclose or suggest the above-noted features deficient in the Yamamoto-Messenger

combination.

For at least the above reasons, and in view of the patentability of independent claims 1, 2,

5 and 8 from which claims 3, 4, 6, 7, 9 and 10 depend, claims 3, 4, 6, 7, 9 and 10 are patentable

over the combination of Yamamoto, Messenger and Brotz.

IV.   Conclusion

In view of the above, reconsideration and allowance of this application are now believed

to be in order, and such actions are hereby solicited. If any points remain in issue which the

Examiner feels may be best resolved through a personal or telephone interview, the Examiner is

kindly requested to contact the undersigned at the telephone number listed below.

AMENDMENT UNDER 37 C.F.R. § 1.111   Attorney docket No. Q67062
U.S. Appln. No. 09/986,192

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account.

Respectfully submitted,

SUGHRUE MION, PLLC   Howard L. Bernstein
Telephone: (202) 293-7060   Registration No. 25,665
Facsimile: (202) 293-7860

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Date: May 24, 2006